BORA LASKIN LAW LIBRARY
31761 06093752 1

CONTRACTS
SUPPLEMENTARY MATERIALS

Small Groups

2004-2005

Angela Fernandez

&

Benjamin Alarie

FACULTY OF LAW

UNIVERSITY OF TORONTO

e materials are reproduced solely for the use of students in the Faculty of Law,
University of Toronto

Storage

KE
850
.A7F47
2004
c.1

BORA LASKIN LAW LIBRARY
SEP 13 2004
FACULTY OF LAW
UNIVERSITY OF TORONTO

CONTRACTS
SUPPLEMENTARY MATERIALS

Small Groups

2004-2005

Angela Fernandez

&

Benjamin Alarie

FACULTY OF LAW

UNIVERSITY OF TORONTO

These materials are reproduced solely for the use of students in the Faculty of Law, University of Toronto

Digitized by the Internet Archive
in 2018 with funding from
University of Toronto

https://archive.org/details/contractssupplem00fern

CONTRACTS

SUPPLEMENTARY MATERIALS

TABLE OF CONTENTS

Patrick S. Atiyah, *The Rise and Fall of Freedom of Contract* (Oxford: Clarendon Press, 1979), 398-419.....1

Ian R. Macneil, *The New Social Contract: An Inquiry into Modern Contract Relations* (New Haven, CT: Yale University Press, 1980), 4-20.....12

Leon F. Litwack, *Been in the Storm So Long: The Aftermath of Slavery* (New York: Albert A. Knopf, 1979), 408-20.....21

Daniel T. Rodgers, *The Work Ethic in Industrial America, 1850-1920* (Chicago: University of Chicago Press, 1974, 1978), 50-57.....28

Stewart Macaulay, "Non-Contractual Relations in Business: A Preliminary Study," 28 *American Sociological Review* (1963): 55-67.....32

Steven Shavell, "Chapter 13: Overview of Contracts" in *Foundations of Economic Analysis of Law* (Cambridge, Mass.: Belknap Press, 2004), 291-324.....39

Peevyhouse v. *Garland Coal and Mining**
Ruxley Electronics and Construction Ltd. v. *Forsyth**.....57

Excerpts from Judith L. Maute, "*Peevyhouse* v. *Garland Coal and Mining Co.* Revisited: The Ballad of Willie and Lucile," 89 *Northwestern Law Review* (1995): 1341-1486....67

Hamilton v. *Open Window Bakery Ltd.*, [2004] 1 S.C.R. 303, 2004 SCC 9.....73

A.W. Brian Simpson, "The Beauty of Obscurity: *Raffles* v. *Wichelhaus and Busch* (1864)" in *Leading Cases in the Common Law* (Oxford: Clarendon Press, 1995), 135-62.....81

Mckinlay Motors Ltd. v. *Honda Canada Inc.**.....96

Transport North American Express Inc. v. *New Solutions Financial Corp.*, [2004] 1 S.C.R. 249, 2004 SCC 7.....103

Robert Cooter & Thomas Ulen, "Chapter 6: An Economic Theory of Contract" in *Law & Economics*, 4th ed. (Pearson/Addison-Wesley, 2004), 188-236.....134

---

*Excerpted from John Swan, Barry J. Reiter & Nicholas C. Bala, *Contracts: Cases, Notes, and Materials* 6th ed. (Butterworths, 2002)